

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

In re:

**DEEP MARINE HOLDINGS, INC.;  
DEEP MARINE TECHNOLOGY  
INCORPORATED;  
DEEP MARINE 1, LLC;  
DEEP MARINE 2, LLC;  
DEEP MARINE 3, LLC; and  
DEEP MARINE 4, LLC**

§  
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§ Case No. 09-39313  
§ (Joint Administered)  
§  
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§  
Debtors § Chapter 11

**AGREED ORDER GRANTING MOTION FOR RELIEF FROM  
BANKRUPTCY STAY AS TO GENE NICHOLS AGAINST  
DEEP MARINE TECHNOLOGY, INC.**

CAME ON for consideration Motion for Relief from Bankruptcy Stay as to Gene Nichols against Deep Marine Technology, Inc. (the “Motion”). The Court, after considering the Motion, evidence, and arguments of counsel, is of the opinion that the Motion has merit and that the Motion should be granted. The Court finds Gene Nichols has agreed to seek collection only against the insurance policies of the Debtors and otherwise waives his claim against the Debtors. It is, therefore,

**Ordered** that Motion for Relief From Stay as to Gene Nichols against Deep Marine Technology, Inc. is **GRANTED**, and that Nichols may prosecute his claim in *Gene Nichols v. Deep Marine Technologies, Inc.*, Civil Action No: 09-cv-07382, in the United States District Court, Eastern District of Louisiana (and any necessary appeals) and collect against insurance polices of the Debtor; and it is further

**Ordered** that Gene Nichols (and his heirs, successors, assigns and/or anyone claiming by or through him) is permanently enjoined from enforcing, levying, attaching, collecting, or otherwise recovering in any manner or by any means, directly or indirectly, against the Debtors

or their estates, any judgment, award, decree, or order arising out of *Gene Nichols v. Deep Marine Technologies, Inc.*, Civil Action No: 09-cv-07382, in the United States District Court, Eastern District of Louisiana (and any necessary appeals), or any other case or proceeding against the Debtors or their estates based on any claims that existed or arose prior to the entry of this order, whether such claims are liquidated or unliquidated, contingent or non-contingent, asserted or unasserted, fixed or not, matured or unmatured, disputed or undisputed, legal or equitable, known or unknown.

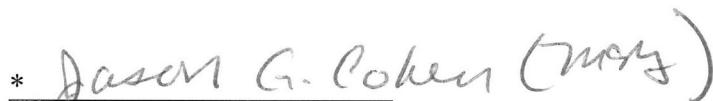
**DATED:** \_\_\_\_\_, 2010.

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**UNITED STATE BANKRUPTCY JUDGE**



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**Counsel for the Debtors**

*\* Signed with permission by Mitchell E. Ayer.  
Agreed as to form.*